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*& COMMUNICATIONS CO., INC.,*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VERMONT**

MYWEBGROCER, INC.,

Plaintiff and  
Counterclaim Defendant,

v.

ADLIFE MARKETING &  
COMMUNICATIONS CO., INC.,

Defendant and  
Counterclaim Plaintiff.

Civil Action No. 5:16-CV-00310-GWE

**NOTICE OF MOTION AND MOTION FOR  
PARTIAL JUDGMENT ON THE  
PLEADINGS**

**Filed Concurrently:**

- 1. Memorandum of Points and Authorities  
In Support Thereof**

**PLEASE TAKE NOTICE** that Defendant and Counterclaim Plaintiff Adlife Marketing & Communications Co., Inc. (hereinafter “Adlife”), will and hereby does, respectfully move this Court for partial judgment on the pleadings as to Plaintiff and Counterclaim Defendant MyWebGrocer Inc.’s (“MyWebGrocer”) claim under 9 V.S.A. § 2451 *et seq.* as articulated in

First Amended Complaint. This motion is made pursuant to Rule 12(c) of the Federal Rules of Civil Procedure and Local Rules 7.

In support, Defendant Adlife relies upon this Notice of Motion and Motion, the Memorandum of Points and Authorities attached herein, and any matters of which the Court may or must take judicial notice.

Dated: July 31, 18

Respectfully submitted,

/s/ Mathew K. Higbee  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by electronically filing with the Clerk of the Court using CM/ECF on this **31st day of July, 2018**, on all counsel or parties of record on the service list below.

/s/ Gregory P. Howard  
Gregory P. Howard

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